# MINUTES FOR THE COURT OF APPEAL STATE OF CALIFORNIA SECOND APPELLATE DISTRICIT

## **December 1, 2003**

### **DIVISION ONE**

B164701 People (Not for Publication)

V.

**Hector Leos** 

The judgment is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.

Vogel (Miriam A.), J.

B163500 People (Not for Publication)

v. Xi Lu

The judgment is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.

Mallano, J.

### **DIVISION THREE**

B159352 Vicki E. Pollock

V.

University of Southern California, et al.

Filed order denying petition for rehearing.

### December 1, 2003 (Continued)

#### **DIVISION FOUR**

B167961 Los Angeles County, D.C.S. (Not for Publication)

V.

Brenda S.

The order is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.

Curry, J.

B166192 Los Angeles County, D.C.S. (Not for Publication)

V.

Marco S.

The jurisdiction and disposition order dated March 21, 2003, is vacated and the matter is remanded to the juvenile court with directions to order compliance with the notice provisions of the ICWA. If, after proper inquiry and notice, no response is received from a tribe indicating Marissa is an Indian child, all previous findings and orders shall be reinstated. If a tribe determines that the minor is an Indian child, or if other information is presented to the juvenile court that suggests the minor is an Indian child, the juvenile court is ordered to conduct a new jurisdiction and disposition hearing in conformity with all provisions of the ICWA. In all other respects, the order is affirmed. The remittitur shall issue forthwith.

Vogel (C.S.), P.J.

We concur: Epstein, J.

Hastings, J.

B160231 Theus (Not for Publication)

V.

University of Southern California

The judgment is reversed. Appellant to recover costs on appeal.

Vogel (C.S.), P.J.

We concur: Epstein, J.

Hastings, J.

## December 1, 2003 (Continued)

### DIVISION FOUR (Continued)

B164027 Friends of the Santa Clara River (Not for Publication)

V.

Castaic Lake Water Agency

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.

Curry, J.

B166592 People (Not for Publication)

V.

Victor R.

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.

Curry, J.

B161522 Stanfiled (Not for Publication)

V.

Gilharry

The order is affirmed.

Curry, J.

We concur: Epstein, Acting P.J.

Hastings, J.

# **DIVISION FIVE**

B160435 People

V.

Ramon Brizuela

Filed order denying petition for rehearing.

## December 1, 2003 (Continued)

#### **DIVISION SIX**

B161049 Laurian Franklin (Not For Publication)

V.

California State Personnel Board Department of Youth Authority

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

### **DIVISION SEVEN**

B162924 Peters (Not for Publication)

V.

Chen, et al.

The judgment is affirmed. Motions for sanctions denied. Respondent Peters is to recover his costs on appeal.

Perluss, P.J.

We concur: Johnson, J.

Zelon, J.

B163801 Co. of San Bernardino (Not for Publication)

V.

Commission on State Mandates, et al.

The judgment is affirmed. Respondent(s) to recover costs.

Perluss, P.J.

We concur: Johnson, J.

Zelon, J.

# **DIVISION EIGHT**

B162152 People

V.

Rocha

Filed order denying petition for rehearing.